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FILED

MAY 03 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

IN THE SUPREME COURT OF THE STATE OF MONTANA
Supreme Court Cause No. DA-10-0050

IN RE THE MARRIAGE OF)
)
MAGGIE RAE BROWN,)
)
Petitioner,)
)
and.)
)
RICHE ALLEN HOLLAND,)
)
Appellant/Respondent.)

**MOTION FOR EXTENSION
OF TIME TO FILE
OPENING BRIEF**

Comes now Appellant Riche Allen Holland by and through his attorney George B. Best, and respectfully moves this Court for an Order extending the due date in which to file Appellant's opening brief. This motion is made under Mont. R. App. P. 26.

Opposing counsel has been contacted and does not object to this motion.

This motion is made upon the grounds that despite counsel's diligence there is a substantial need for an extension.

Appellate Mediation on this matter was not scheduled until April 29, 2010. Respondent was hopeful the matter could be resolved prior to incurring additional time and costs necessary for the filing of his opening brief.

Additionally, during the past two weeks counsel for Respondent had necessary out-of-town hearings and a trial that required attention.

1 Appellant respectfully requests a 30-day extension from the current due date
2 in which to file his opening brief. Appellant respectfully requests the proposed due
3 date be May 31, 2010.

4 DATED this 26th day of April, 2010.

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8 GEORGE B. BEST,
9 Attorney for Appellant/Respondent
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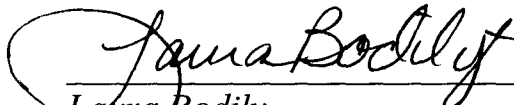
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CERTIFICATE OF SERVICE

I hereby certify that on 29th of April, 2010 I have filed a true and accurate copy of the foregoing MOTION FOR EXTENSION OF TIME TO FILE OPENING BRIEF with the Clerk of the Montana Supreme Court by facsimile and by U.S. Mail as herein set forth below; and that I have served true and accurate copies of the foregoing MOTION FOR EXTENSION OF TIME TO FILE OPENING BRIEF upon the Clerk of the District Court, each attorney of record, each court reporter from whom a transcript will be ordered, and each party not represented by an attorney in the above-referenced District Court action, as follows:

David F. Stufft
Attorney at Law
P. O. Box 2559
Kalispell, MT 59903

- ☒ U.S. Mail (first class postage)
☐ Federal Express
☐ Hand Delivery
☒ Telecopy (facsimile) / Supreme Court of State of Montana
☐ Other: _____



Laura Bodily